

3/1/05

U. S. BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA

ROANOKE CALENDAR - March 15, 2005

(The Honorable Ross W. Krumm Presiding)

(Start \_\_\_\_\_ Recess \_\_\_\_\_ / \_\_\_\_\_ Stop \_\_\_\_\_ Trials: \_\_\_\_\_ Proceedings: \_\_\_\_\_)

Attys:	Debtors:	Case Nos.:	Trustees:
		<b><u>10:00 A.M.</u></b>	
M. Hart	MARLENE FRAZIER-CH13 Trustee Motion Dismiss or Convert <i>cont fr</i> 12/14, #32  Motion for Relief: DaimlerChrysler (Higgs) v. Debtor and Trustee ( <i>Response by Debtor</i> ) ( <i>Cont fr</i> 11/9 & 12/14; #48) #35, 38	7-04-01860	Connelly/SJ
Fleish.	SCOTT NEWBURY Application for trustee compensation filed 1/12 #58, 62  Application for atty for trustee compensation filed 1/12 #59, 63	01-02678	Vogel/GR
Shankman	MARY PATTON Objection to debtor's claim of exemptions filed 1/25 #8	04-74702	Creasy/S
Krippend.	ERVIN & LYNDIA WALKER Objection of Trustee to debtors' claim of exemptions filed 1/20; #11	04-75021	Vogel/SO
Moses	LAURA NIECE Motion of Trustee to Extend time to Object to Discharge filed 1/30; #19, 20	04-3245	Creasy/JJ
Delafield	JACKIE & HOLLY LUCAS 707(b) Motion of U. S. Trustee to Dismiss Case filed 2/16; # 15, 16 (Guzinski)	04-74786	Krippend/GR
Magee	FRANCES LEIGHTON Motion of Trustee to Extend time to Object to Discharge filed 1/31; # 33, 34 <b><i>-Order of 2/17 withdrew motion</i></b>	04-2066	Creasy/SL
Shankman	KENNETH PEERY Amended Objection of Trustee to Debtor's Claim of Exemptions filed 2/2; # 14	04-74692	Creasy/NS



Krippend.	RANDY MEADOR	04-74129	Vogel/VS
	Motion of Trustee to sell free & Clear of liens filed 2/2; # 30, 31		
Shelor	MICHAEL & JANICE ASBURY	04-74039	Vogel/AF
	Motion to sell free & Clear of liens by Trustee, Geo. Vogel, filed 2/2; # 33, 34		
	<u>Response filed 2/14, #37, by Branch Banking &amp; Trust (D.Kirkpatrick)</u>		
	Response <u>re-filed</u> 2/14; # 37, to attach list of creditors served		
	Motion for Relief - filed 2/14; # 39, 40, 41,44 by Branch Banking & Trust (D.Kirkpatrick)		
	<u>Response filed 2/18; # 47</u>		
	Motion for Relief - filed 11/17; # 14, by CitiMortgage Inc (Higgs) see also #14 & #31		
	<u>Answer of Debtors filed 12/6; #21</u>		
	<u>Response of Trustee (Vogel) filed 12/8 # 22 all contd from 2/15</u>		
Farthing	TODD AND DIANE WALDRON	04-74645	Creasy/JJ
	Motion of Trustee to extend issuance of Discharge filed 2/3; # 8, 10		
Delafield	GARY & MELINDA PERDUE	04-3981	Connelly/GR
	Motion for Relief filed 11/18; # 16, 17, Citifinancial (Zimm/Heubschman) - <i>contd from 2/15 for further hearing IF pmts current by 2/25; stay will be lifted if not</i>		
Krippend.	ROBERT & SUZANNE STAGER	04-3788	Vogel/NS
	Motion for Relief filed 1/20; # 25 to 29: Aurora Loan Services (Jaffe)		
	<u>Response of Trustee (Vogel) filed 1/27; # 30</u>		
	<u>esponse of Debtors filed 1/31; # 31 – all contd from 2/15</u>		
Jamison	ANTHONY & SELENA LILLY	04-75060	Vogel/SJ
	Motion for Relief - filed 2/17; # 89, 10, 11, 12, by Farm Credit of the Virginias, ACA (Foster)		
	<u>Response filed 2/25; # 15</u>		
P Brown	DANIEL CALLOWAY JR	04-3917	Vogel/LM
	Motion of U. S. Trustee to Dismiss case for substantial abuse filed 2/24; # 22 (Cosby)		
E Moses	DAVID & APRIL SALVAT	04-74997	Vogel/NS
	Motion of Debtors for Authority to Redeem Personal Property upon which Centrix		



**11:00 A.M.**

Palmer                      WILLIAM & DEBORAH SMITH                      04-74216                      Connelly/LM  
   Motion for Relief - filed 2/18; # 69, by Vanderbilt Mortgage & Finance (Maxwell)

Bowman                      DWAYNE & DEBORAH BISHOP                      04-1207                      Connelly/JM  
   Plan  
   **Objs:** WFS Financial (Epps); Fairbanks Capital (Bierman) and  
   Trustee's Obj & Motion to Dismiss/convert, *contd from 12/15 & 2/15)*

Motion of Debtor filed 12/17; # 48, to extend time to meet requirements stated  
in court – *contd from 2/15*

McLean                      GREGG KUHN-CH11                      04-74426                      DIP/VS  
   STATUS hearing #14

Magee/  
Charboneau                      KGG, INC (04-74550) . & GREGG KUHN (04-74426)                      04-74550                      DIP/JJ  
   STATUS hearing #18

Debtor Motion to Extend Exclusivity Period to file Plan and Disclosure Stmt  
filed 2/25; # 171, with Motion to Shorten Notice, # 172; & Notice # 173

IRS Motion to Compel filing of tax returns filed 2/17; # 163, w/Brief #164, and Ntc #165

A/P 04-07143 : Declaratory Judgment – *contd from 2/10*  
Debtor v. Burnt Chimney Properties, Inc.(Beck)  
Certificate of service 12/22 #9; Answer 1/11; #11

Motion for Relief: Burnt Chimney Properties (Grimes) filed 1/4; #83  
Notice of Hearing filed 1/6; #96, P-Hrg Ord #99 & #100  
*Respondent certif. Filed 1/20 #125; Movant certification filed 1/20; #131*  
Response to Motion filed by debtor 1/20; #126  
Brief in Opposition to Relief /In support of Debtor's Motion for Judgment on the  
Pleading and Motion to Dismiss filed 1/20; #127  
Reply to motion filed 2/4; # 146, by debtor (Grimes)  
*–contd from 2/10*



Application for Compensation (Interim) by George A. McLean, Jr., Counsel for Gregg Karl Kuhn, Debtor, filed 2/21 #170

Janney	HAROLD HILL, JR. Motion to dismiss case filed by Trustee 1/12 #52	03-01602	Connelly/S
P Brown	WILLIAM & PENNY LONG Motion to dismiss case filed by Trustee 1/14, #49	03-3358	Connelly/SJ
T Giles	CARL & DONNA SPENCER Motion of Trustee to dismiss or convert filed 1/26; #35	02-2230	Connelly/AF
M Hart	SHIRLEY SPROUSE Motion of Trustee to Dismiss case filed 1/25; #30	0-4-2646	Connelly/JJ
M Hart	JAMIE & CHRISTINA HALE Motion of Trustee to Dismiss case filed 1/25; #24 <b><i>-Order of 2/1 withdrew motion</i></b>	04-3088	Connelly/NS
M Giles	REGINA FLEMING Motion of Trustee to dismiss case filed 1/25; #52	02-3088	Connelly/NS
Krippend.	ALBERT & APRIL HOUSE Motion of Trustee to Dismiss case filed 1/25; #71	01-1087	Connelly/GR
Delafield	LISA LACKEY Motion of Trustee to Dismiss case filed 1/19; #35	03-4447	Connelly/ JJ
W Smith	ROBERT & PATRICIA STRATTON Motion of Trustee to Dismiss case filed 1/19; #49	03-4987	Connelly/GR
M Hart	DARRELL HOLLINS Motion of Trustee to Dismiss case filed 1/19; #52	00-4235	Connelly/AF
Delafield	LAWRENCE & KATHLEEN WHITE Motion of Trustee to Dismiss case filed 1/14; #25	03-2740	Connelly/AF



P Brown	JOYCE BRADFORD Motion of Trustee to Dismiss case filed 1/26; #33	03-2843	Connelly/JJ
M Giles	ROBERT HESS SR Motion of Trustee to Dismiss case filed 1/26; #27	02-4696	Connelly/NS
M Hart	RUSSELL BARTON Motion of Trustee to Dismiss Case filed 1/28 #55	04-295	Connelly/NS
Taylor (Gibson)	JOHN PRITCHETT dba Pritchett Enterprises Motion of Trustee to Dismiss case filed 1/28; # 20	03-5128	Connelly/AF
M Hart	GEORGE & MILDRED DIVERS Motion of Trustee to Dismiss case filed 1/14; # 45 <i>note: mod plan filed 1/31; set on 3/16 @ 9:00</i>	03-2573	Connelly/SL
Krippend.	JAMES & NANCY CASSELL Motion of Trustee to Dismiss case filed 2/1; # 31	01-588	Connelly/NS
M Hart	LATISHA THOMPSON Motion of Trustee to Dismiss case filed 1/31; # 35	01-3047	Connelly/JJ
Krippend.	LISA LINTON Motion of Trustee to Dismiss case filed 1/19; # 77 <u>Response to Motion filed 2/9; # 78</u>	00-01766	Connelly/SL
M Hileman	RONALD & SHANAN BARKER Motion of Trustee to Dismiss case filed 2/15; # 40	04-1202	Connelly/S
M Hart	CYNTHIA LEE Motion of Trustee to Dismiss case filed 2/15; # 39	03-1800	Connelly/S
Krippend	DARRELL & TRESSIE MITCHELL-CH7 A/P 04-07132: Det. Validity, Priority, Extent of Lien Debtors v. Anthem Health Plans of VA Inc ( ) and UVA Health Services	7-03-04361	Creasy/SJ



Foundation (*see ltr filed 1/12 #4*) – contd from 2/10 as to only UVA & Anthem -- all other defendants in default

Hutchinson	TERRY SHEILA DURHAM	05-70481	Wick/GR
	<i>Recusal of Abingdon Stone Case to Judge Krumm:</i> Motion for Relief filed 2/22; # 6 to 10, by Branch Banking & Trust Company (Deborah Kirkpatrick)		

Magee	TIMOTHY & PATRICIA WRAY	04-74193	Connelly/NS
	Response of Trustee (Connelly) in Opposition to Motion of Debtor to Dismiss without Prejudice and Trustee's Alternative Request for Entry of Order Re-Converting to Ch 7 filed 2/24; #40, – <b>Note: see Motion of Debtor below at 2:00 p.m.</b>		

**2:00 P. M.**

Beck	P.A. PLYMOUTH INC	03-3350	DIP/JJ
	Order of 1/12, #363, approved Discl. Stmt , scheduled Hearing on Confirmation of Amended Plan filed 10/21; # 292		

Magee	TIMOTHY & PATRICIA WRAY	04-74193	Connelly/NS
	Motion of Debtor to Dismiss Case for Cause pursuant to 11 U.S.C. Section 1307( c) Filed 2/17; # 36, 37, 39 –( <i>Ch 13 plan filed 2/17; # 38</i> )		